

Response to 7/26/05 Restriction Requirement

REMARKS/ARGUMENTS

This communication is in response to a restriction requirement dated July 26, 2005. This communication is believed to be fully responsive to all issues raised in the July 26, 2005 restriction requirement. Applicant further notes that the Office appears to have inadvertently forgotten to address claim 21. Applicant has attempted to respond appropriately herein in regard to claim 21.

Claims 11 and 18 are amended herewith to add that the control of the timing includes a control of the start of scan of the system. Applicant submits that this is not a substantive amendment made for the purposes of patentability but only to avoid the restriction requirement.

Applicants submit that there are no longer two inventions as described in the action, since the apparatus of claims 11 and 18 are now explicitly stated to control the start of scan.

However, since explicit election is required, then Group II is elected, subject to the traverse that the amendment to the claims makes the election requirement moot.

As to the species requirement, applicants select those claims that read on Fig. 2 and its description. Applicants submit that (1) at least independent claims 1 and 11 are generic to all of the figures, (2) independent claim 18 and all the claims dependent on claim 1, 11 and 18, except for claims 7 and 12, are based on Fig. 2 and the accompanying description. It is noted that claims

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8, 15, 16 and 19 are based on the paragraph bridging pages 7 and 8, which refers to a variation on an element which is present in all the Figs.


Thus, subject to the above disclaimer, applicants select claims 1-6, 8-11 and 13-21 for examination. Applicants note that the claims that are restricted out should be allowed, once the independent claims on which they are dependent are allowed.

Respectfully Submitted,

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